

SOUTH CAROLINA COMMISSION ON DISABILITIES AND SPECIAL NEEDS

MINUTES

Corrected

February 26, 2010

The South Carolina Commission on Disabilities and Special Needs met on Friday, February 26, 2010, at 9:00 AM at the Department of Disabilities and Special Needs Central Office, 3440 Harden Street Extension, Columbia, South Carolina.

The following were in attendance:

COMMISSION

Present:

Kelly Hanson Floyd, Chairman
Rick Huntress, Vice Chairman
Bobby Harrell
Deborah McPherson
Nancy Banov

Absent:

Otis Speight, Secretary

DDSN Administrative Staff

Dr. Buscemi, State Director; Tom Waring, Acting Deputy State Director, David Goodell, Associate State Director, Operations; Dr. Lacy, Associate State Director, Policy (For other Administrative Staff see Attachment 1 – Sign In Sheet).

Guests

(See Attachment 1 Sign-In Sheet)

Coastal Regional Center (via teleconference)

(See Attachment 2 Coastal Sign-In Sheet)

Pee Dee Regional Center (via teleconference)

(See Attachment 3 Pee Dee Regional Sign-In Sheet)

Whitten Center (via teleconference)

(See Attachment 4 Whitten Center Sign-In Sheet)

York County DSN Board (via teleconference)

(See Attachment 5 York County Sign-In Sheet)

News Release of Meeting

Mrs. Kelly Floyd, Chairman, called the meeting to order. Mr. Rick Huntress read a statement of announcement about the meeting that had been mailed to the appropriate media, interested persons, and posted at the Central Office and on the website in accordance with the Freedom of Information Act.

Invocation

Mr. Huntress gave the invocation.

Public Input

There were no requests for Public Input.

Adoption of the Agenda

Mrs. Floyd made a request to amend the agenda by adding the status of the previously approved budget reduction as 8B under Old Business and the other items will follow subsequently. On motion of Mr. Bobby Harrell and seconded, the Commission approved the amendment to the agenda. On motion of Mrs. Deborah McPherson and seconded, the Commission adopted the agenda with the amendment. (Attachment A)

Report from DSN Boards

Mr. Ralph Courtney spoke of the budget reductions on behalf of the SC Human Service Providers Association.

Approval of the Minutes of the January 21, 2010 Meeting

On motion of Mr. Harrell and seconded, the Commission approved the January 21, 2010 minutes.

Old Business – Eligibility Directive (EI Reduction)

After receiving very supportive feedback from the public, Dr. Kathi Lacy made a recommendation to the Commission that they approve the DDSN Directive 100-30-DD titled *Eligibility Diagnostic Criteria, Screening and Intake Processes for Eligibility, and Appeal Procedures* with the change in the Related Disability eligibility requirements. On motion of Mr. Harrell and seconded, the Commission approved the directive with the change.

Old Business – Status of Previously Approved Budget Reduction

Mr. Tom Waring gave an overview of DDSN's history of state budget reductions and appropriations as of December 16, 2009 and the total impact of budget reductions through December 2009. DDSN's base appropriation has been reduced by 28% since July of 2009. Discussion followed. At Mrs. McPherson's request, copies were made available to attendees. (Attachment B)

Mrs. Floyd spoke of a letter addressed to the House Ways and Means Committee that the Commission Members and Dr. Buscemi will sign today explaining the impact the Committee's budget recommendation would have on DDSN's services. Once mailed, the letter will be available on the website for families and consumers for their use on Disability Advocacy Day on March 3 at the State House.

Old Business – Residential Capacity Reduction Update

Mr. David Goodell gave an update on the Community Residential Capacity Reduction. District Offices are working closely with the Boards and Contracted Providers to help them implement their plan. He stated that this reduction was creating a financial hardship for many providers as vacancies are unfunded. He reported that there are currently 61 residential vacancies being held. The original plan projected that DDSN would have accumulated the necessary 76 residential vacancies by March 1, 2010. It is now projected that this number will not be reached until May 1, 2010.

Old Business – Update on Ongoing Outside Audits

Mr. Tom Waring reported the Office of Inspector General (OIG) has finished their review of the Newberry Board and found no issues in the four areas of census days, vacant days, room and board, and real estate purchases. The second Board review will be Babcock Center and the same four areas will be reviewed.

New Business – Future Budget Reduction Plan

Dr. Buscemi gave an overview to attendees and explained the budget reduction items that were discussed in length during yesterday's Commission Work Session. Dr. Buscemi state that any programs or services under consideration for reduction were valuable programs. However, we are facing dire budget times and must make cuts. The current House Ways and Means Committee budget has our base reduced by 28% (\$42 million) and our one-time fundings going from \$17.2 million to \$12.5 million which equals a 31% reduction (\$47 million).

The following are the budget reductions items presented to the Commission with their actions:

1. Reduce slots in the Mental Retardation Related Disabilities In-Home Waiver, the Head and Spinal Cord Injury Waiver, the Pervasive Developmental Disorders Waiver and the Community Support Waiver through Capacity Reduction attrition

Dr. Buscemi recommended the Commission approve a suspension on the award of any new MR/RD, HASCI, and Community Support waiver slots. On motion of Mr. Harrell, seconded and passed, the Commission approved a suspension on award of new MR/RD, HASCI, and Community Support waiver slots unless an emergency situation arises and the individual qualifies for the critical waiting list.

2. Reduce Traumatic Brain Injury/Spinal Cord Injury Post Acute Rehab Program

On motion of Mrs. McPherson, seconded and passed, the Commission approved to table this item until March 2010, this budget reduction item until DDSN receives an updated budget reduction percentage.

3. Reduce all Special Contracts and Greenwood Genetics Center

Dr. Buscemi recommended to table this budget reduction item until March 2010. Between now and March, the Commission will be provided information on each contract. On motion of Mrs. Banov, seconded and passed, the Commission approved to table this item until March 2010.

4. Residential Reduction through Attrition

On motion of Mrs. Banov, seconded and passed, the Commission approved to continue to suspend admissions into any vacant community residential bed beyond the 76 beds currently approved unless an

emergency situation arises qualifying the person for the critical waiting list.

5. Eliminate Funding of Center Based Child Development Centers

Dr. Buscemi recommended to the Commission for approval, the discontinuation of funding for the two Child Development Centers effective July 1, 2010 if proviso is removed as requested. On motion of Mr. Harrell, seconded and passed, the Commission approved to remove funding of the Child Development Centers if proviso is removed.

6. Elimination of Adult Development/Day Program Service Slots (currently 500 state funded slots)

Services will be eliminated to 250 people, starting first with the people least utilizing services such as those in Supported Employment. There should be approximately 150 of these. The next approximately 100 slots will be taken by looking at the remaining number of state funded slots and decreasing each provider proportional to that percentage. Criteria will be developed to determine who is removed from services. Financial ability to pay of the family would be one of the criteria. Families would be given the option to pay for their day services at the same rate we pay providers. DDSN would elaborate the previous guidance provided to providers for the private pay option with the input of providers. On motion of Mr. Harrell, seconded and passed, the Commission approved reducing slots by 250 with an implementation date of July 1, 2010.

7. Reduction of In-Home Family Support Services;
Reduction of Respite Services (Non-Waiver);
In Home Family Support Services (respite and stipends) Alternative

Upon Dr. Buscemi's recommendation, on motion of Mr. Huntress, seconded and passed, the Commission approved to reduce \$750,000 of the state only respite/family support funding effective July 1, 2010, determine how much for the "What Would it Take" program and allot those funds to the necessary Boards and the remaining amount to be given for budget reduction. The remaining approximately \$750,000 will be kept centralized at the Central/District Office for distribution to those consumers and families in greatest need and DDSN will work with providers to come up with process and criteria.

8. Early Intervention – Eliminate This Service to all Children 3 - 6 Years Old

Upon Dr. Buscemi's recommendation, on motion of Mr. Harrell, seconded and passed, the Commission approved to eliminate this service to all children 3 to 6 years-old effective July 1, 2010.

9. Service Coordination - Increase Case Loads

Upon Dr. Buscemi's recommendation, on motion of Mr. Harrell, seconded and passed, the Commission approved increasing the Service Coordination caseloads from 40 to 48 and to amend the USC contract to conduct the screening function for MR/RD, autism and high-risk child categories with an implementation date of July 1, 2010.

10. Implement an additional 1 % rate reduction in residential, day, early intervention, and service coordination

Upon Dr. Buscemi's recommendation, on motion of Mr. Harrell, seconded and passed, the Commission approved implementation of an additional 1% rate reduction for all residential, day, early intervention, service coordination, service payment rates and for DDSN Central Office, District Offices, and Regional Centers.

11. Implement additional Caps in Medicaid Waiver Services – all disability divisions

Upon discussion, once the Commission reviews the Kerr and Company report, it will be made available to the public on the website with the understanding they are recommendations. Additional caps on the waivers and waiver tiers will be considered in conjunction with any implementation of recommendations included in the Kerr and Company report.

12. Further Reduce Central Office/Consolidate District Offices

On motion of Mr. Harrell, seconded and passed, the Commission approved to table this item until March 2010.

13. Consolidate DSN Boards and Regional Centers

On motion of Mr. Huntress, seconded and passed, the Commission approved that DDSN can start considering and looking into the consolidation of DSN Boards and Regional Centers. DDSN does not have the authority to implement this option and therefore DDSN staff will begin to discuss with members of the General Assembly for feasibility.

State Director's Report

Dr. Buscemi discussed the new Nursing Outlier Review process and Residential Services Level reviews that DDSN will focus on to save money.

Mrs. Floyd read aloud the letter to the House Ways and Means Committee that was discussed earlier in the meeting.

Next Regular Meeting Date/Location

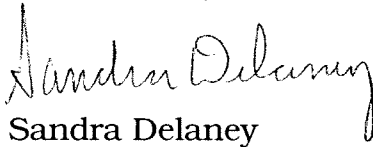
The next Commission Meeting will be held Thursday, March 18, 2010 in Columbia at the DDSN Central Office.

Executive Session

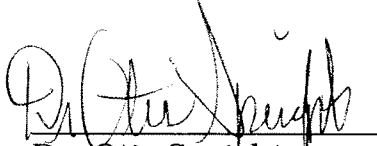
On motion of Mr. Harrell and seconded, the Commission voted to enter Executive Session to discuss a legal matter and personnel matter.

On motion of Mr. Harrell and seconded, the Commission voted to exit the Executive Session. It was noted that no action was taken.

Submitted by,


Sandra Delaney

Approved:


Dr. Otis Speight
Secretary

SC COMMISSION ON DISABILITIES AND S
Commission Meeting

Attachment 1

February 26, 2010

Guest Registration Sheet

(PLEASE PRINT)

Name and Organization

1. Dorothy Goodwin Community Options
2. Donna H Thompson Babcock Center
3. R Pike Moss Calhoun DSNB
4. Janet Priest SCDDSN
5. Charles L. McLaugherty Forces for the Handicapped
6. JAY ALTMAN Chester-Lancaster DSN
7. Thoyd Warron Kershaw DSN
8. Phil Clark 507 BIASC
9. Veronica Lewis
10. Ruth Thomas Darlington County DSN Bd.
11. Richard Wnek DBSN
12. Bob Jones Allendale-Barnwell DSNB
13. NAY RICHARDSON Epworth Early Intervention
14. Kathleen T. Roberts Whitten Center & SC PAED
15. Linda Lee W. C. Parents Club & SC PADD.
16. Bono Bony VLP
17. Barry Coats Special Olympics
18. Mike Keith MARION DILLON CO. BO of DSN
19. Jennifer Buster DDSN
20. Stacy Johnson R/L DSN

SC COMMISSION ON DISABILITIES AND SPECIAL NEEDS

Commission Meeting

February 26, 2010

Guest Registration Sheet

(PLEASE PRINT)

Name and Organization

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|-----|-----------------|-------------------------|
| 21. | Crystal Ray | Family Connection of SC |
| 22. | Shondala Hall | DDSN |
| 23. | Heanne Johnston | SC HSP |
| 24. | Joyce Davis | BIASC |
| 25. | Linda Uldheer | DDSN |
| 27. | Elaine Miller | SC MENTOR |
| 28. | Fred Lynn | Whitten Ctr P.C. |
| 29. | Cory Brown | PANAMA |
| 30. | Beth Bunge | Bright Start |
| 31. | Shawn Thomas | Bright Start |
| 32. | Teri Todd | Bright Start. |
| 33. | Sarah St. Oge | P+A |
| 34. | Diane Early | SCSCIA |
| 35. | Jean Phee | BIASC |
| 36. | TERRY ELLEDG | |
| 37. | Kalish | ACBD |
| 38. | DSAN RAO | CONVENT |
| 39. | Diane Sayers | DDSN |
| 40. | | |

SC COMMISSION ON DISABILITIES AND SPECIAL NEEDS
Commission Meeting
February 26, 2010

Guest Registration Sheet

(PLEASE PRINT) Name and Organization

1. John Hitchman SCDDSN
2. Dawn S. Johnson FCDSWB
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SC COMMISSION ON DISABILITIES AND Commission Meeting

February 26, 2010

Guest Registration Sheet

(PLEASE PRINT) Name and Organization

1. Alice Shook Berkeley Citizens, Inc
2. Ricz Magner
3. Rafael Bratt, III - CPSN
4. Elizabeth Krauss
5. Deborah Wash
6. Celeste Richardson, Dorchester
7. Gloria M. James
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**SC COMMISSION ON DISABILITIES AND
Commission Meeting**
February 26, 2010

Guest Registration Sheet

(PLEASE PRINT)

Name and Organization

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|-----|-----------------|----------------------|
| 1. | Jimmy Burth | Burth Center |
| 2. | Beth Drake | Burth Center |
| 3. | Elaine M. Thene | PCBDSN |
| 4. | PAT FAGAN | SCDSN - DIST. OFFICE |
| 5. | J. N. King | DDSN |
| 6. | Richard Osborne | CareFocus |
| 7. | Beverly Brewer | parent, VFW |
| 8. | Thomas Parks | Voice for Voiceless |
| 9. | Brent Parker | Greenville DDSN |
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SC COMMISSION ON DISABILITIES AND
Commission Meeting
February 26, 2010

Guest Registration Sheet

(PLEASE PRINT) Name and Organization

1. Michelle Shaffer YCBDSN
2. Micka Ashley YCBDSN
3. Maggie Bruce YCBDSN (intern)
4. Jacqueline Davis YCBDSN
5. JANICE FAWLER YCBDSN
6. Terry E. Ad YCBDSN
7. Krista Bradshaw YCBDSN
8. Mary Cole YCBDSN
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SOUTH CAROLINA COMMISSION ON DISABILITIES AND SPECIAL NEEDS

A G E N D A

**South Carolina Department of Disabilities and Special Needs
3440 Harden Street Extension
Conference Room 251
Columbia, South Carolina**

February 26, 2010

9:00 AM

1. Notice of Meeting Statement *Commissioner Speight*
2. Invocation *Commissioner Speight*
3. Introduction of Guests
4. Public Input
5. Report from DSN Boards *Mr. Ralph Courtney*
6. Adoption of Agenda
7. Approval of the Minutes of the January 21, 2010 Meeting
8. Old Business
 - A. Eligibility Directive (EI Reduction) *Dr. Kathi Lacy*
 - B. Residential Capacity Reduction Update *Mr. David Goodell*
 - C. Update on Ongoing Outside Audits *Mr. Tom Waring*
9. New Business
 - A. Future Budget Reduction Plan *Dr. Beverly Buscemi*
10. State Director's Report
11. Next Regular Meeting Date/March 18, 2010
12. Executive Session
13. Adjournment

PLEASE SILENCE CELL PHONES DURING THE MEETING. THANK YOU.

South Carolina Department of Disabilities and Special Needs			
History of State Budget Reductions and Appropriations as of December 16, 2009			
Description	Reduction %	Impact to State Funds	Permanent or Onetime
Initial FY 09 Reduction - during Legislative Session	0.66%	(\$1,252,789)	P
October 2008	11.20%	(\$21,543,257)	P
December 2008	7.00%	(\$11,925,978)	P
March 2009	2.00%	(\$3,168,903)	P
Initial FY 10 Reduction - during Legislative session	2.04%	(\$3,424,098)	P
September 2009	4.04%	(\$6,680,050)	P
December 2009	5.00%	(\$7,938,925)	P
Subtotal Reductions	31.94%	(\$55,934,000)	
Increases in Funding		Impact	Permanent or Onetime
Increase in Funding during Legislative Session - 2010	8.41%	\$12,753,000	P
Proviso 90.13 - Increase in Funding - 2010	11.11%	\$17,235,491	O
Subtotal Increases		\$29,988,491	
Net Reduction		(\$25,945,509)	

SOUTH CAROLINA DEPARTMENT OF DISABILITIES AND SPECIAL NEEDS											
TOTAL IMPACT OF BUDGET REDUCTIONS THROUGH DECEMBER 2009											
DESCRIPTION	CONSUMERS AFFECTED	EMPLOYEES AFFECTED	NET REDUCTIONS THROUGH DECEMBER 2009		PERMANENT INCREASE		NON-RECURRING PROVISION NO. 13		NET REDUCTIONS		
			STATE FUNDS	TOTAL FUNDS	STATE FUNDS	TOTAL FUNDS	STATE FUNDS	TOTAL FUNDS	STATE FUNDS	TOTAL FUNDS	
DDSN Administration	0	86	\$3,117,554	\$9,142,609	\$0	\$0	\$0	\$0	\$3,117,554	\$9,142,609	
Center Based Child Development	76	15	\$357,160	\$1,190,531	\$0	\$0	\$217,594	\$217,594	\$139,566	\$972,937	
Service Coordination	3,850	135	\$8,637,322	\$16,280,047	\$0	\$0	\$3,350,831	\$7,978,166	\$3,286,481	\$8,301,879	
Early Intervention	850	30	\$2,982,212	\$5,629,402	\$0	\$0	\$1,351,003	\$2,578,984	\$1,631,209	\$3,050,418	
In-Home Family Support Services - Respite and Supports - All Disability Divisions	4,130	0	\$4,542,509	\$4,542,509	\$3,000,000	\$3,000,000	\$1,259,741	\$1,259,741	\$282,768	\$282,768	
Medical Waivers - All Disability Divisions	782	0	\$7,398,125	\$17,478,979	\$0	\$0	\$2,986,728	\$9,955,760	\$4,411,397	\$7,523,219	
Mental Retardation Adult Development/Day Programs	715	70	\$14,220,973	\$18,945,051	\$0	\$0	\$3,819,978	\$4,890,310	\$10,400,995	\$14,054,741	
Mental Retardation Residential Services	159	167	\$11,212,145	\$27,823,459	\$0	\$0	\$2,599,616	\$9,073,105	\$8,612,529	\$18,750,354	
Head and Spinal Cord Injury Post Acute Rehabilitation	10	0	\$2,166,000	\$2,166,000	\$0	\$0	\$1,650,000	\$1,650,000	\$516,000	\$516,000	
Pervasive Developmental Disorder (PDD) Program	0	0	\$3,300,000	\$9,139,286	\$3,000,000	\$9,425,000	\$0	\$0	\$300,000	\$714,286	
Subtotal	10,582	503	\$55,934,000	\$112,337,873	\$6,000,000	\$11,425,000	\$17,235,491	\$37,603,662	\$32,698,509	\$63,309,211	